

RESOLUTION # 12-2018  
REZONE PETITION FOR THE TOWN OF HAZELHURST  
REZONE PETITION #11-2017

Ordinance Amendment offered by the Planning and Development Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the Planning & Development Committee, having considered Rezone Petition 11-2017, (copy attached) which was filed August 30, 2017, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon November 1, 2017 and January 3, 2018 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #02-Single Family to District #04-Residential and Farming on property described as:

1. All that part of the NW NE lying northerly and westerly of Lee Lake Road, Section 15, T38N, R6E, Town of Hazelhurst.
2. Part of Government Lot 2, lying east of East Kaubashine Road, Section 15, T38N, R6E, PIN HA-199, Town of Hazelhurst.
3. Part of Government Lot 4, lying east of East Kaubashine Road, Section 10, T38N, R6E, PIN HA-121, Town of Hazelhurst.

And being duly advised of the wishes of the people in the area affected as follows:

**WHEREAS**, the property owners wanted "to change from Residential and Farming so it is like the rest of the property" and;

**WHEREAS**, the property is currently being used for agriculture and has been used for agriculture since the purchase of the property in 1971 and;

**WHEREAS**, on November 1, 2017, the Planning and Development Committee held a public hearing and numerous property owners appeared to voice concerns regarding the rezone petition and;

**WHEREAS**, the Planning and Development Committee remanded the rezone petition back to the Town of Hazelhurst for reconsideration in light of the amount of public testimony at the public hearing and;

41  
42 **WHEREAS**, the Town of Hazelhurst held a meeting on November 14, 2017 to listen to  
43 the publics' concerns and voted to approve the rezone petition as follows:

- 44 A. All that part of the NW NE lying northerly and westerly of Lee Lake Road,  
45 Section 15, T38N, R6E, Town of Hazelhurst.  
46 B. Ashe property only in part of Gov't Lot 2, lying east of East Kaubashine Road,  
47 Section 15, T38N, R6E, Town of Hazelhurst.  
48 C. Ashe property only in part of Gov't Lot 4, lying east of East Kaubashine Road,  
49 Section 10, T38N, R6E, Town of Hazelhurst and;

50  
51 **WHEREAS**, the Planning and Development Committee held another public hearing on  
52 January 3, 2018 and after listening to testimony for and against, recommends approval  
53 as amended by the Town of Hazelhurst and;

54  
55 **WHEREAS**, The Planning & Development Committee has reviewed the general  
56 standards as specified in Section 9.86(F) of the Oneida County Zoning & Shoreland  
57 Protection Ordinance and concluded that the standards have been met. The Planning  
58 & Development Committee recommends passage.

59  
60 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**  
61 **DOES ORDAIN AS FOLLOWS:** Petition #11-2017:

62  
63 Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict  
64 with this ordinance shall be and are hereby repealed as far as any conflict exists.

65 Section 2: The ordinance shall take effect the day after passage and publication as  
66 required by law.

67 Section 3: If any claims, provisions, or portions of this ordinance are adjudged  
68 unconstitutional or invalid by a court of competent jurisdiction, the remainder of the  
69 ordinance shall not be affected thereby.

70 Section 4: Rezone Petition #11-2017 is hereby adopted amending the Master Zoning  
71 District Document and the Oneida County Official Zoning District Boundary Map, by  
72 changing the zoning district classification from District #02-Single Family to District #04-  
73 Residential and Farming on property described as follows:

- 74  
75 A. All that part of the NW NE lying northerly and westerly of Lee Lake Road,  
76 Section 15, T38N, R6E, Town of Hazelhurst.  
77 B. Part of Government Lot 2, lying east of East Kaubashine Road, Section 15,  
78 T38N, R6E, Town of Hazelhurst, specifically described as PIN HA-199.  
79 C. Part of Government Lot 4, lying east of East Kaubashine Road, Section 10,  
80 T38N, R6E, Town of Hazelhurst, specifically described as PIN HA-121.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 11-2017 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Hazelhurst Town Clerk.

Approved by the Planning and Development Committee this 7th day of February 2018.

Consent Agenda Item: ☒ YES ☐ NO

Vote Required: Majority = ☐ 2/3 Majority = ☐ 3/4 Majority = ☐

The County Board has the legal authority to adopt: Yes ☒ No ☐ as reviewed by the Corporation Counsel, [Signature], Date: 2/13/18

Offered and passage moved by:

[Signature]  
Supervisor

[Signature]  
Supervisor

[Signature]  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

20 Ayes

0 Nays

1 Absent

0 Abstain

X Adopted

by the County Board of Supervisors this 20<sup>th</sup> day of February 2018.

Defeated

[Signature] [Signature]  
Tracy Hartman, County Clerk David Hintz, County Board Chair

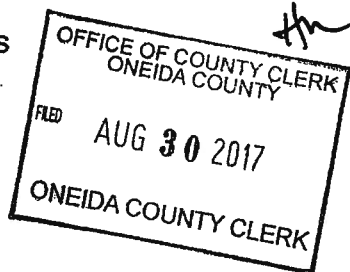
Consent Agenda Resolutions #10-2018 through #12-2018 *Passes*

| Supervisors    | AYE       | NAY | ABS      | ABSTAIN |
|----------------|-----------|-----|----------|---------|
| Paszak         | X         |     |          |         |
| Jensen         | X         |     |          |         |
| Timmons        | X         |     |          |         |
| Metropulos     | X         |     |          |         |
| Mott           |           |     | X        |         |
| Cushing        | X         |     |          |         |
| Holewinski     | X         |     |          |         |
| Winkler        | X         |     |          |         |
| VanRaalte      | X         |     |          |         |
| Pederson       | X         |     |          |         |
| Kelly          | X         |     |          |         |
| Oettinger      | X         |     |          |         |
| Young          | X         |     |          |         |
| Freudenberg    | X         |     |          |         |
| Fried          | X         |     |          |         |
| Sorensen       | X         |     |          |         |
| Zunker         | X         |     |          |         |
| Pence          | X         |     |          |         |
| Krolczyk       | X         |     |          |         |
| Ives           | X         |     |          |         |
| Hintz          | X         |     |          |         |
| <b>TOTALS</b>  | <b>21</b> |     | <b>1</b> |         |
| TAGS           |           |     |          |         |
| Brigid Billing |           |     |          |         |
| Ben Kebusiak   | X         |     |          |         |

Consent Agenda Resolutions #10-2018 through #12-2018

*Motion by VanRaalte to  
approve the consent agenda.  
Seconded by Cushing.*

To: Oneida County Board of Supervisors  
Oneida County Clerk, Courthouse  
P.O. Box 400  
Rhinelander, WI 54501



Petition No. 11-2017  
Receipt No. 17-819

RECEIVED

AUG 28 2017

ONEIDA COUNTY  
PLANNING & ZONING

Ladies and Gentlemen:

The undersigned hereby petitions the Oneida County Board of Supervisors to change the zoning district classification of the following described land in the Town of Hazelhurst, Oneida County, Wisconsin, from #02-Single Family zoning district to #04 Residential + Farming zoning district:

Insert property description. Attach map.

See attached


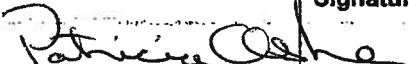
Reason for rezone:

To change to Residential and Farming so it is like the rest of the property. We thought the entire property was zoned Farming when we bought it in 1971

Respectfully submitted on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_ by:

Owner

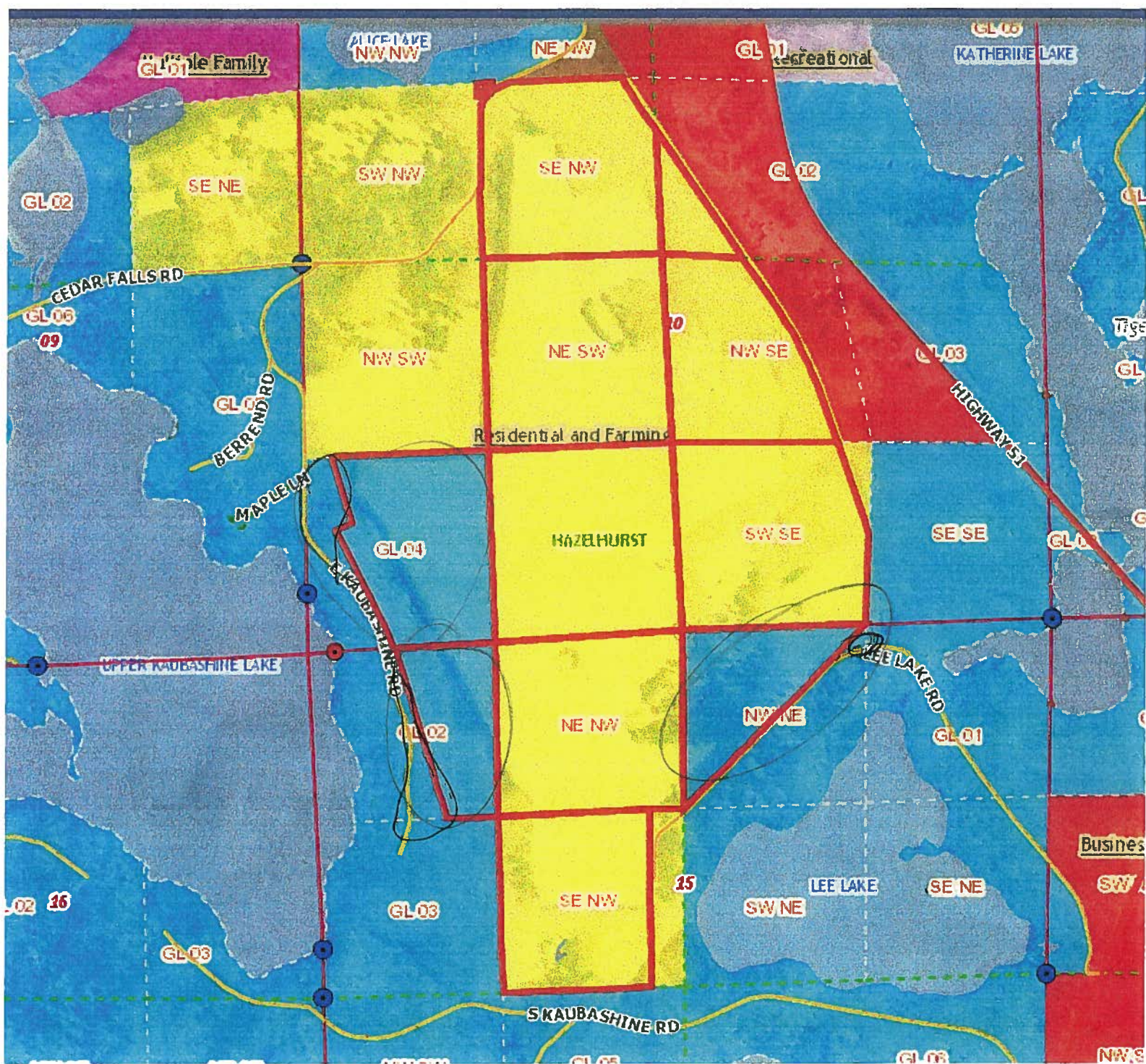
Agent

|  |  |
|--|--|
| Name:<br><u>Timothy + Patricia Ashe</u>  | Name:  |
| Address:<br><u>9855 Cedar Falls Road</u>   | Address:   |
| City/State/Zip:<br><u>Hazelhurst, WI 54531</u>   | City/State/Zip:  |
| Telephone No:<br><u>715-356-2972</u>   | Telephone No:  |
| Signature<br> | Signature<br> |

Timothy & Patricia Ashe  
9855 Cedar Falls Road  
Hazelhurst, WI 54531

- 1) All that part of the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ , lying northerly and westerly of Lee Lake Road, Section 15, T38N, R6E, Town of Hazelhurst, Oneida County.
- 2) All that part of Government Lot 2, lying east of East Kaubashine Road, Section 15, T38N, R6E, Town of Hazelhurst.
- 3) All that part of Government Lot 4, lying east of East Kaubashine Road, Section 10, T38N, R6E, Town of Hazelhurst.





**Regular Town Board Meeting  
Tuesday, November 14, 2017  
Community Center, 5:00 p.m.**

Chairman called the meeting to order and noted that it had been publish, posted and was handicapped accessible in accordance with Wisconsin Open Meeting laws.

A moment of silence was observed to honor our troops here and abroad.

Present: Chairman Cushing, Supervisors Kettner and Lee, Treasurer Hoover, Deputy Treasurer Burke and Clerk Cushing.

Motion by Kettner, second by Lee to approve the agenda as read. Motion carried.

Motion by Lee, second by Kettner to approve the minutes of the October 10<sup>th</sup> Regular Meeting and October 10<sup>th</sup> Special Meeting as posted and received. Motion carried.

Motion by Lee, second by Kettner to approve the Treasurer Report as read. Motion carried.

Messages/Announcements/Correspondence/Bid Submissions: None

Public Input: None

1) Town crew maintenance report: All equipment running well. Paving is complete. The McCormick Lake landing has been surveyed and is ready for improvements. Beavers in the canal remain a problem and the plate was removed for several days allowing the lake level to reduce. Surveying the canal would be helpful for further access.

2) Plan Commission report: They met on October 3<sup>rd</sup>, reviewed a possible two-lot subdivision for Gail Urban and recommended approval. They also adopted the existing Land Use Pap and adopted Resolution 01-17 recommending adoption of the Town Long Term Comprehensive Plan to the Board of Supervisors.

3) Chairman called for any public input regarding the request by Patti Ashe to rezone her property from District 2 Single Family to District 4 Residential & Farming. Roxanne Blowers sated concerns that 50% of her property would be in District 2 and 50% would be in District 4, that her property values would change and the District 4 designation would allow more kinds of development. Patti Forester read a letter of objection to the rezone into the record. (See Attachment A). Lloyd Bakken had no objections to the rezone of the Ashe property only without the other land included. Patti Ashe explained that she petitioned for the rezone to have all her property in one zoning district, and that she had no plans to develop any of the property. Oneida County Planning & Zoning Director Karl Jennrich explained that it would be possible to rezone only the Ashe property, but it would require a Certify Survey Map of the parcels involved at the



owner's expense. After some discussion by the Board, motion by Cushing, second by Ketter to recommend the rezone as follows:

A) All that part of the NW NE lying northerly and westerly of Lee Lake Rd., Section 15, T38N, R6E, Town of Hazelhurst.

B) Ashe property only in part of Gov't Lot 2, lying east of East Kaubashine Rd., Section 15, T38N, R6E, Town of Hazelhurst.

C) Ashe property only in part of Gov't Lot 4, lying east of East Kaubashine Rd., Section 10, T38N, R6E, Town of Hazelhurst.

Motion carried.

4) Gail Urban is not pursuing a two-lot subdivision. No action was taken.

5) Motion by Kettner, second by Cushing to approve a Server's License for Sarah Fairbanks-Janz. Motion carried.

6) Motion by Cushing, second by Kettner to contract with Bowmar Appraisals, Inc. as town assessor with a one year contract. Motion carried.

7) Motion by Cushing, second by Kettner to approve Karen Dalle Ave and Daniel Carney as Chief Election Inspectors with Lynn Tosch, James Norsen, Roberta Johnson, Nancy Kreamsreiter, Evalyn & Laddie Pokorny, Jan Pitzo and JoAnn Lee as Election Inspectors. Motion carried.

8) The Public Hearing for the Long Term Comprehensive Plan will be January 10, 2018 at 4:00 p.m.

9) The Christmas party will be Saturday, December 29, 2017.

10) Motion by Cushing, second by Kettner to approve bonuses of \$350 for Paul Fuhrman and Jeffrey Steiner and \$325 for Jacqueline Steiner and Merlin Weisman. Motion carried.

Motion by Kettner, second by Cushing to approve the payment of bills. Motion carried.

Motion by Cushing, second by Lee to adjourn.

Betty Cushing  
Clerk

## Gretchen Walker

---

**From:** Karl Jennrich  
**Sent:** Tuesday, September 5, 2017 1:46 PM  
**To:** Gretchen Walker  
**Subject:** FW: Ashe Rezone

Can you put this in the file, please. Karl

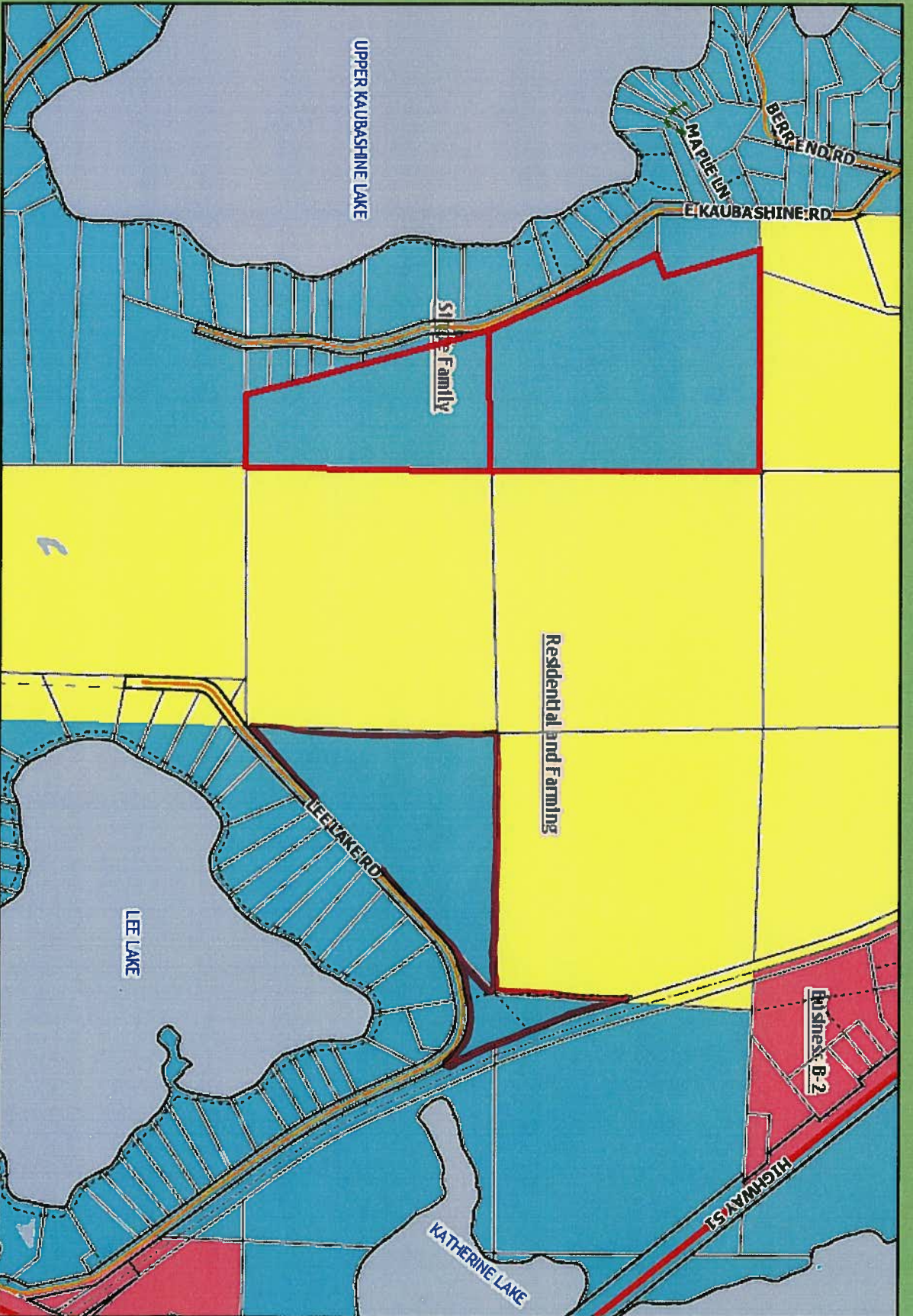
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**From:** Town of Hazelhurst [mailto:hazelwi@frontier.com]  
**Sent:** Tuesday, September 05, 2017 12:36 PM  
**To:** Karl Jennrich <kjennrich@co.oneida.wi.us>  
**Subject:** Ashe Rezone

Dear Karl,

The Hazelhurst Plan Commission reviewed it on August 1<sup>st</sup> and the Town Board reviewed the Ashe petition to rezone property from District #02 – Single Family to District #04 Residential and Farming on August 8<sup>th</sup> and approved it with the condition that any CSMS required would be paid for by Ashes.

Betty Cushing  
Clerk



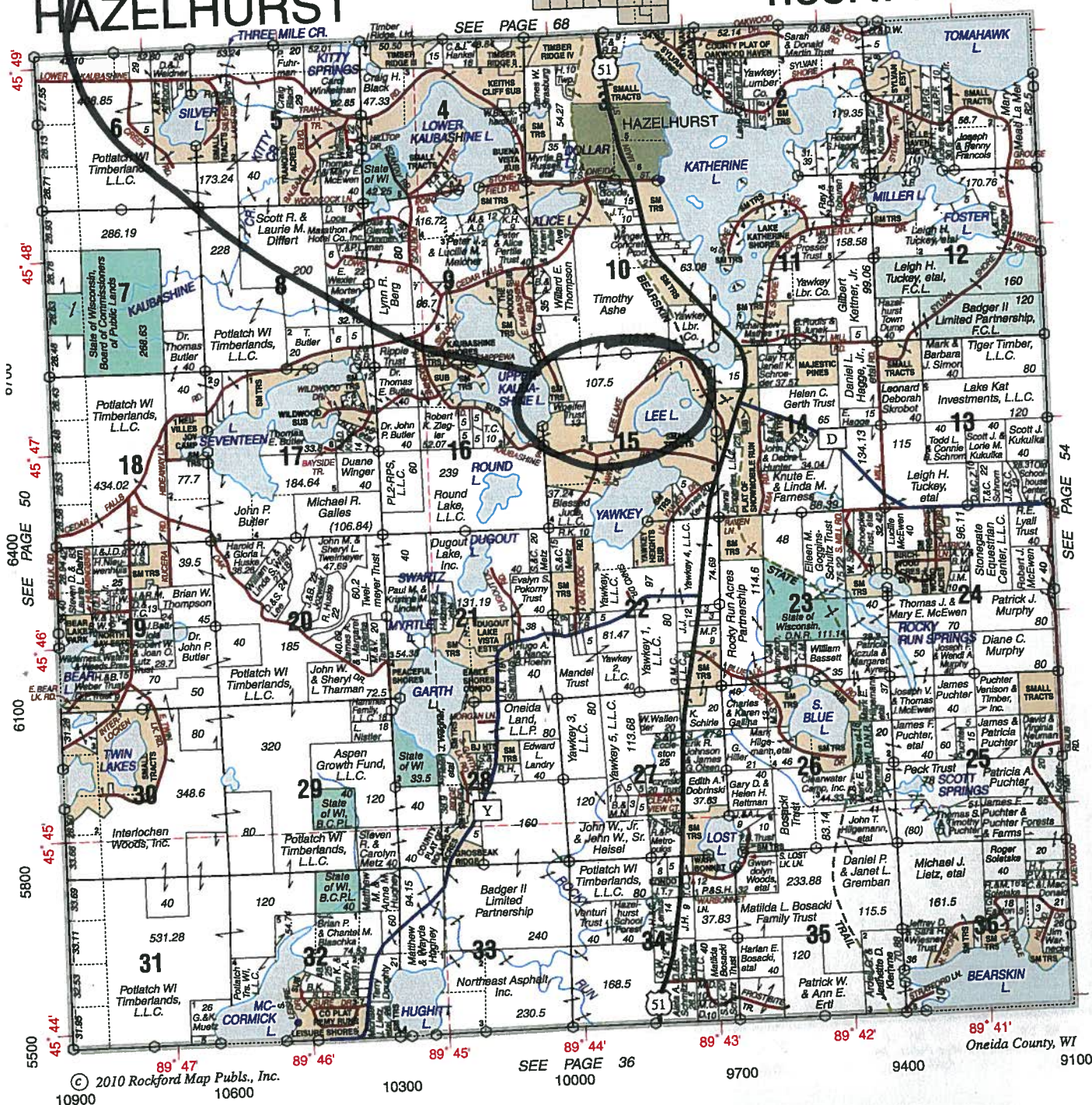
# Ashe Rezone 11-2017 Oneida County, Wisconsin



This map is courtesy of the Oneida County Land Information office and is a general sketch of areas in Oneida County. It should not be used to represent surveys of property. See original source documents for more information.



T.38N.-R.6E.



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